IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 2057 of 2007(T)

PETITIONER:

ACHAMMA THOMAS, W/O. THOMAS,
AGED 61 YEARS, RESIDING AT MURADUPOOVATHUNKAL,
NARIAMPARA P.O., KATTAPPANA.

BY ADV. SRI.C.K.PAVITHRAN
SRI.K.BAIJU

RESPONDENTS:

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1. JOINT REGISTRAR (GENERAL),
PAINAVU, IDUKKI DISTRICT.

2. ASST.REGISTRAR (GENERAL),
UDUMPANCHOLA, IDUKKI DISTRICT.

3. KANCHIAR SERVICE CO-OPERATIVE BANK LTD.,
NO.164, KATTAPPANA.

BY GOVERNMENT PLEADER SRI.P.N. SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

W.P.(C). 2057/2007

Dated this the 30th day of January, 2007

JUDGMENT

It is submitted by the learned counsel that consequent on Ext.P1 representation dated 22.1.2006 of the writ petitioner, the first respondent, the Joint Registrar (General), had forwarded the same to the second respondent, the Assistant Registrar (General), Udumpanchola, Idukki District.

2. The writ petitioner complaints that a lot of malpractices had been done on his loan account with the third respondent, bank, and only an independent enquiry would bring about all the fraudulent actions of certain persons, with regard to the loan transactions of the writ petitioner with the third respondent. Through Ext.P1, he had requested for an independent enquiry of the whole matter, after examining the records in his possession as well as in the possession of the third respondent, bank.

3. I heard the arguments advanced by the learned counsel for the writ petitioner and the Senior Government Pleader. The Government Pleader submits that Ext.P1 representation had been forwarded to the second respondent, the Assistant Registrar (General).

4. In the above facts situation, I direct the second respondent to enquire the whole matter, as per the procedure and file a report before the first respondent, who shall, on receipt of the report of the second respondent, pass appropriate orders, after hearing the writ petitioner as well as the third respondent. During the enquiry, the petitioner shall be given all opportunities to place his contentions before the Enquiry Officer, both orally and through documents. This shall be done within one month from the date of production of a copy of this judgment.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs